

**ASSIGNED  
NO. 68021**

**AMENDED**  
**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF  
NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office SEP 18 2001

Returned to applicant for correction NOV 08 2001

Corrected application filed \_\_\_\_\_

Map filed \_\_\_\_\_

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The applicant **Oglebay Norton Company** hereby make application for permission to change the **Point of Diversion, Manner of Use, and Place of Use** of water heretofore appropriated under **Permit No. 61597**

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1. The source of water is **underground**
2. The amount of water to be changed **2.01 cfs or 474.17 million gallons annually**
3. The water to be used for **Quasi-Municipal**
4. The water heretofore permitted for **Mining, Milling and Domestic**
5. The water is to be diverted at the following point **within NE¼ of the NE¼, Section 13, T.19S., R.63E., M.D.B.M. at a point where the NW corner of Section 13 bears N 76° 47' 59" W a distance of 5180.00 feet.**
6. The existing permitted point of diversion is located within **SE¼ of the SE¼, Section 2, T.20S., R.63E., M.D.B.M or from the U.S. Mineral survey number 5030 corner in the SE corner of said section 2, a bearing of North 76° 34' 20" West and a distance of 1,049.06 feet. (Well ID: ONCO 12)**
7. Proposed place of use **Apex Industrial Park (see exhibit "A")**
8. Existing place of use **Mining and Milling on Sections 5, 6, 7 and 8, T.20S., R.65E., M.D.B.M., Road Dust control for a single road crossing sections 5, 8, 9, 10, 11, 12, 14, 15, 16 and 17, T.20S., R.64E., M.D.B.M., and Sec. 9, 16 & 17, T20S., R.65E, MDBM Milling on Sections 5 and 12, T.20S., R.64E., M.D.B.M.**
9. Use will be from **January 1<sup>st</sup> to December 31<sup>st</sup> of each year.**
10. Use was permitted from **January 1<sup>st</sup> to December 31<sup>st</sup> of each year.**
11. Description of proposed works **Drilled well, pump, pipeline and storage tanks**
12. Estimated cost of works **\$5,500,000**
13. Estimated time required to construct works **Three years**
14. Estimated time required to complete the application of water to beneficial use **Five years**

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15. Remarks: For quasi-municipal use on industrial sites shown on the PLACE OF USE MAP described in item #7 above. The total combined duty from this well and from the wells applied for under applications 58047, 58048, 58049, 58050, 58051, 61598, 61599 and 61600 will be no more than 1088.8 acre-feet annually.

By Adam P. Titus  
s/ Adam P Titus  
2701 North Tenaya Way  
Las Vegas, Nevada 89128

Compared jal/gk1

Protested 3/14/02 by USDI, BLM;

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## PROPOSED PLACE OF USE

7. **Place of Use:** The exact places of use within the Apex Industrial Park are all within the "place of use" boundary as shown on the attached "Place of Use map. The description of the lands within that boundary are more specifically listed below:

**Township 17 South, Range 63 East:** Parts of Sections 32 and 33.

**Township 18 South, Range 63 East:** Parts of Sections 3, 4, 5, 8, 9, 10, 11, 13, 14, 20, 21, 22, 23, 24, 26, 27, 28, 29, 30, 31, 32, 33, 34 and 35.

**Township 19 South, Range 63 East:** Parts of Sections 2, 3, 4, 5, 6, 7, 8 and 9.

